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Page 1 of 2

JFW

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/814,581	03/30/2004	Bernard Andreas	021629-001000US

20350
TOWNSEND AND TOWNSEND AND CREW, LLP
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO, CA 94111-3834

CONFIRMATION NO. 5896

FORMALITIES LETTER



OC000000012926458

Date Mailed: 06/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/06/2004 YPOLITE1 00000075 201430 10814581

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 385.00 DA
02 FC:2202 261.00 DA
03 FC:2051 65.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$261** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$711** for a Small Entity

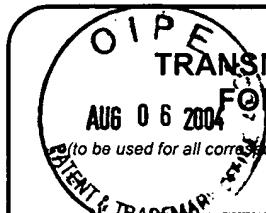
- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$261**
 - **\$261** for **29** total claims over 20.

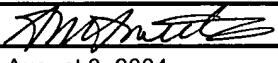
Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

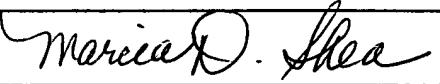
*A copy of this notice **MUST** be returned with the reply.*

N. Stephens
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

		Application Number	10/814,581
		Filing Date	March 30, 2004
		First Named Inventor	ANDREAS, BERNARD
		Art Unit	3763
		Examiner Name	Unassigned
Total Number of Pages in This Submission	10	Attorney Docket Number	021629-001000US

ENCLOSURES (Check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)	
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences	
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)	
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information	
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<input type="checkbox"/> Executed Declaration; Power of Attorney to Prosecute Application; Statement Under 37 CFR 3.73(b); Assignment w/ Recordation Coversheet; and Return Postcard	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> COPY	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application			
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53			

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Townsend and Townsend and Crew LLP Scott M. Smith	
	Reg. No. 48,268	
Signature		
Date	August 3, 2004	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Marcia D. Shea		
Signature		Date	August 3, 2004

FEE TRANSMITTAL

for FY 2004

AUG 06 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR T.27**TOTAL AMOUNT OF PAYMENT** (\$ 686)**Complete if Known**

Application Number	10/814,581
Filing Date	March 30, 2004
First Named Inventor	ANDREAS, BERNARD
Examiner Name	Unassigned
Art Unit	3763
Attorney Docket No.	021629-001000US

METHOD OF PAYMENT (check all that apply)

- Check Credit Card Money Order Other None
 Deposit Account:

Deposit Account Number

20-1430

Deposit Account Name

Townsend and Townsend and Crew LLP

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEES CALCULATION**1. BASIC FILING FEE**

Large Entity | Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	385
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$385)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims	Fee from below	Fee Paid
Total Claims	49	-20** =	X\$9	\$261
Independent Claims	3	-3** =	X\$43	\$0
Multiple Dependent		X		

Large Entity | Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$261)

**or number previously paid, if greater; For Reissues, see above

FEES CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130		2051	65		Surcharge - late filing fee or oath	
1052	50		2052	25		Surcharge - late provisional filing fee or cover sheet	
1053	130		1053	130		Non-English specification	
1812	2,520		1812	2,520		For filing a request for reexamination	
1804	920*		1804	920*		Requesting publication of SIR prior to Examiner action	
1805	1,840*		1805	1,840*		Requesting publication of SIR after Examiner action	
1251	110		2251	55		Extension for reply within first month	
1252	420		2252	210		Extension for reply within second month	
1253	950		2253	475		Extension for reply within third month	
1254	1,480		2254	740		Extension for reply within fourth month	
1255	2,010		2255	1,005		Extension for reply within fifth month	
1401	330		2401	165		Notice of Appeal	
1402	330		2402	165		Filing a brief in support of an appeal	
1403	290		2403	145		Request for oral hearing	
1451	1,510		1451	1,510		Petition to institute a public use proceeding	
1452	110		2452	55		Petition to revive – unavoidable	
1453	1,330		2453	665		Petition to revive – unintentional	
1501	1,330		2501	665		Utility issue fee (or reissue)	
1502	480		2502	240		Design issue fee	
1503	640		2503	320		Plant issue fee	
1460	130		1460	130		Petitions to the Commissioner	
1807	50		1807	50		Petitions related to provisional applications	
1806	180		1806	180		Submission of Information Disclosure Stmt	
8021	40		8021	40		Recording each patent assignment per property (times number of properties)	40
1809	770		2809	385		Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770		2810	385		For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770		2801	385		Request for Continued Examination (RCE)	
1802	900		1802	900		Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$40)

SUBMITTED BY**Complete if applicable**

Name (Print/Type)	Scott M. Smith	Registration No. (Attorney/Agent)	48,268	Telephone	650-326-2400
Signature				Date	August 3, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.